

1 MICHAEL C. KANE, ESQ.  
Nevada Bar No. 10096  
2 BRADLEY J. MYERS, ESQ.  
Nevada Bar No. 8857  
3 JANET L. MERRILL, ESQ.  
Nevada Bar No. 10736  
4 **THE702FIRM INJURY ATTORNEYS**  
400 S. 7<sup>th</sup> Street, Suite 400  
Las Vegas, Nevada 89101  
5 Telephone: (702) 776-3333  
6 Facsimile: (702) 505-9787  
7 E-Mail: [service@the702firm.com](mailto:service@the702firm.com)  
8 [janet@the702firm.com](mailto:janet@the702firm.com)  
*Attorneys for Plaintiff*

9  
10 **UNITED STATES DISTRICT COURT**  
11 **DISTRICT OF NEVADA**

12 CYNTHIA MOREAU,  
13 Plaintiff,  
14 vs.

Case No.: 2:21-cv-00435-JAD-VCF

15 SAM'S WEST INC, dba SAM'S CLUB  
Store #8177; DOES I through X, inclusive;  
16 and ROE CORPORATIONS I through X,  
inclusive,  
17 Defendants.  
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[ECF No. 35]

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20 **STIPULATION AND ORDER TO EXTEND BRIEFING SCHEDULE ON**  
21 **PLAINTIFF'S MOTION FOR PARTIAL SUMMARY JUDGMENT and**  
**DEFENDANT'S MOTION FOR SUMMARY JUDGMENT**

22 Upon agreement between Plaintiff CYNTHIA MOREAU ("Plaintiff"), by and through her  
23 attorneys of record, THE702FIRM INJURY ATTORNEYS, and Defendant SAM'S WEST INC,  
24 dba SAM'S CLUB Store #8177. ("Defendant"), by and through its attorneys of record, PHILLIPS,  
25 SPALLAS & ANGSTADT, the parties hereby stipulate and agree as follows:  
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27 1. There are two motions currently pending before the Court: (1) Plaintiff's Motion  
28 for Partial Summary Judgment (Document 28), and (2) Defendant's Motion for Summary

1 Judgment (Document 33).

2 2. Plaintiff's counsel, JANET L. MERRILL has contracted Covid (as of March 14,  
3 2022) and has been unable to physically work.

4 3. Prior to filing this Stipulation, an extension to file Plaintiff's Reply and Response to  
5 both pending motions was requested from and granted by Defendants' counsel to allow Ms.  
6 Merrill time to recover.

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8 4. That the briefing dates for said motions be continued to allow additional time for  
9 Plaintiff to file a Reply to Defendant's Response (Document 31) to Plaintiff's Motion for Partial  
10 Summary Judgment (Document 28); and a Response to Defendants' Motion for Summary  
11 Judgment (Document 33); and furthermore, to extend the time to allow Defendants to file a Reply  
12 to Plaintiff's Response.

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14 5. The Parties further request that if the Court is agreeable to these extensions, that  
15 Plaintiff's Reply to Defendants' Response (Document 31) to Plaintiff's Motion for Partial  
16 Summary Judgment (Document 28), currently due March 25, 2022, would now be due April 1,  
17 2022; and that Plaintiff's Reply to Defendant's Motion for Summary Judgment (Document 33)  
18 currently due April 4, 2022, would now be due April 11, 2022.

19 6. Defendant's Response to Plaintiff's Reply to Defendant's Motion for Summary  
20 Judgment would then be extended accordingly pursuant to the Court's Order.

21 WHEREFORE, the parties respectfully request that the Court grant this request to extend  
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the deadlines as outlined above.

IT IS SO STIPULATED.

Dated this \_\_\_\_ day of March 2022

Dated this \_\_\_\_ day of March 2022

**THE702FIRM INJURY ATTORNEYS**

**PHILLIPS SPALLAS & ANGSTADT**

By: /s/ Joel Hengstler

By: /s/ Megan E. Wessel

MICHAEL C. KANE, ESQ.

ROBERT K. PHILLIPS, ESQ.

Nevada Bar No. 10096

Nevada Bar No. 11441

BRADLEY J. MYERS, ESQ.

MEGAN E. WESSEL, ESQ.

Nevada Bar No. 8857

Nevada Bar No. 14131

JANET L. MERRILL, ESQ.

504 S. 9<sup>th</sup> Street

Nevada Bar No. 10736

Las Vegas, NV 89101

JOEL HENGSTLER, ESQ.

*Attorneys for Defendant*

Nevada Bar No. 11597

400 S. 7th Street, 4<sup>th</sup> Floor

Las Vegas, NV 89101

*Attorneys for Plaintiff*

**ORDER**

IT IS HEREBY ORDERED that the briefing schedule on Plaintiff's Motion for Partial Summary Judgment (Document 28), and Defendant's Motion for Summary Judgment (Document 33), on file in the above-captioned matter, shall be extended as stipulated by the parties, above.

Plaintiff shall file her Reply to Defendants' Response (Document 31) to Plaintiff's Motion for Partial Summary Judgment (Document 28), on or before **April 1, 2022**; and Plaintiff shall file her Response to Defendant's Motion for Summary Judgment (Document 33) on or before **April 11, 2022**.

Defendants shall file their Reply to Plaintiff's Response to Defendant's Motion for Summary Judgment on or before **April 25, 2022**.

IT IS SO ORDERED.

DATED this 21st day of March, 2022.

  
UNITED STATES DISTRICT JUDGE